

HOUSE JOURNAL

SEVENTY-FOURTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

ELEVENTH DAY — MONDAY, JANUARY 30, 1995

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 16).

Present — Mr. Speaker; Alexander; Allen; Alonzo; Averitt; Bailey; Black; Bosse; Brady; Brimer; Carona; Carter; Chisum; Clemons; Coleman; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Davila; Davis; De La Garza; Dear; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hirschi; Hochberg; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCoulskey; McDonald; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Ogden; Park; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Solis; Solomons; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williamson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Absent, Excused — Gutierrez; Hill; Holzheuser; Horn; McCall; Moffat; Oliveira; Patterson; Smithee; Willis.

Absent — Alvarado; Berlanga; Bomer; Danburg; Delisi; Gallego; Wilson.

The invocation was offered by Pastor Tom Gautier, Manchaca Baptist Church, Manchaca, as follows:

Heavenly Father, I thank you for our state, our constitution, and our political leaders. I pray your blessings upon our governor, and upon every elected and appointed official who serves with him.

Lord, I pray that you will build a spiritual wall of protection around the marriage and family of every one of these officials. And Lord, I pray that our leaders will cast down every law, policy, and personal example which weakens marriages, families, or your moral standards.

And Lord, please give these political leaders the wisdom and courage needed to represent their constituencies in a manner that will be pleasing to you. Give them strong convictions based upon the principles of your word and upon your moral code, and help them voice and vote these convictions.

In the name of the Lord Jesus Christ, I pray. Amen.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business:

Horn on motion of Reyna.

Gutierrez on motion of Solis.

Moffat on motion of Uher.

Holzheuser on motion of Grusendorf.

Hill on motion of Naishtat.

The following member was granted leave of absence for today because of important business in the district:

Oliveira on motion of Hamric.

The following members were granted leaves of absence for today because of illness:

Smithee on motion of Yost.

McCall on motion of Madden.

The following members were granted leaves of absence for today because of a death in the family:

Patterson on motion of Johnson.

Willis on motion of Oakley.

SIGNED BY THE SPEAKER

The speaker signed in the presence of the house, after giving due notice thereof, the following enrolled resolutions:

HCR 45, HCR 47

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for today because of important business:

Berlanga on motion of Torres.

The following member was granted leave of absence for the remainder of today because of important business in the district:

Carona on motion of Hartnett.

HR 28 - ADOPTED

Representative R. Lewis moved to suspend all necessary rules to take up and consider at this time **HR 28**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By R. Lewis,

HR 28, Recognizing January 30, 1995, as Orange County Day at the Capitol.

The resolution was read and was adopted without objection.

On motion of Representative Stiles, the names of all the members of the house were added to **HR 28** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative R. Lewis, who introduced his wife Tessa, his son Alec, and his niece Keegan Guidry, honorary page, and members of the Orange County delegation: Judge Don Burgess, Judge Buddie Hahn, Judge Carl Thibodeaux, Chamber President Harry Corbett, Chamber President Christy Gonzales, Chamber President Preston Rachal, and Orange County Day Chairman Roger Richard.

HR 33 - ADOPTED

Representative R. Lewis moved to suspend all necessary rules to take up and consider at this time **HR 33**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By R. Lewis,

HR 33, Commending Molly Theriot on the occasion of her retirement as county clerk of Orange County.

The resolution was adopted without objection.

HR 48 - ADOPTED

Representative R. Lewis moved to suspend all necessary rules to take up and consider at this time **HR 48**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By R. Lewis,

HR 48, Commending Billye Minter on the occasion of her retirement.

The resolution was adopted without objection.

CAPITOL PHYSICIAN

Speaker Laney presented Dr. Ron Munson of Mathis as the "Doctor for the Day" and Jane Belian, nurse practitioner.

The house welcomed Dr. Munson and Ms. Belian and thanked them for their participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

(Alvarado and Gallego now present)

HCR 33 - ADOPTED

Representative Hernandez moved to suspend all necessary rules to take up and consider at this time **HCR 33**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Hernandez,

HCR 33, Designating February 1, 1995, as Texas PTA Legislative Day.

(Wilson now present)

The resolution was adopted without objection.

HR 10 - ADOPTED

Representative Rangel moved to suspend all necessary rules to take up and consider at this time **HR 10**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Rangel,

HR 10, Commending the Texas Association of Mexican American Chambers of Commerce.

The resolution was adopted without objection.

HCR 55 - ADOPTED

Representative Uher moved to suspend all necessary rules to take up and consider at this time **HCR 55**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Uher,

HCR 55, In memory of Robert Henderson.

The resolution was unanimously adopted by a rising vote.

On motion of Representative Gallego, the names of all the members of the house were added to **HCR 55** as signers thereof.

RULES SUSPENDED

Representative Junell moved to suspend all necessary rules to allow the Committee on Appropriations to meet.

The motion prevailed without objection.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Appropriations, on adjournment today, E1.030, Capitol Extension.

Redistricting, 2 p.m. today, E2.014, Capitol Extension.

PROVIDING FOR ADJOURNMENT

Representative Uher moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow in memory of the Honorable Phillip Willis, former

house member and brother of Representative Willis, and Deborah Liesman, daughter of Representative Patterson.

The motion prevailed without objection.

HOUSE BILLS ON FIRST READING

The following house bills were today laid before the house, read first time, and referred to committees:

By Junell,

HB 1, General Appropriations Bill.

To Committee on Appropriations.

By Black, Berlanga, Craddick, Gallego, et al.,

HB 2, A bill to be entitled An Act relating to restrictions on contributions to legislative caucuses during regular sessions of the legislature and to reporting requirements concerning caucus contributions and expenditures; providing penalties.

To Committee on House Administration.

By Gallego, Place, Talton, Oakley, et al.,

HB 3, A bill to be entitled An Act relating to procedures for applying for a writ of habeas corpus by persons convicted of a felony and procedures for the compensation and appointment of counsel to represent certain persons charged with a capital felony.

To Committee on Criminal Jurisprudence.

By Junell, T. Hunter, Duncan, et al.,

HB 4, A bill to be entitled An Act relating to responsibility for, and recovery of, damages in certain civil actions.

To Committee on State Affairs.

By Junell, T. Hunter, Duncan, et al.,

HB 5, A bill to be entitled An Act relating to exemplary damages in civil suits.

To Committee on State Affairs.

By Duncan, Junell, T. Hunter, et al.,

HB 6, A bill to be entitled An Act relating to venue for civil actions.

To Committee on State Affairs.

By Van de Putte,

HB 7, A bill to be entitled An Act relating to the identification of children suffering from lead poisoning and to control measures for lead contamination; providing civil penalties.

To Committee on Public Health.

(Speaker pro tempore in the chair)

By Yost, et al.,

HB 8, A bill to be entitled An Act relating to the administration, powers, duties, operations, financing, and organization of solid waste management districts; granting the power of eminent domain and the authority to issue bonds; authorizing a tax.

To Committee on Environmental Regulation.

By B. Turner,

HB 9, A bill to be entitled An Act relating to the management of certain wildlife or exotic animals from aircraft.

To Committee on State Recreational Resources.

By Yost,

HB 10, A bill to be entitled An Act relating to the adoption of the Environment Code; providing penalties.

To Committee on Natural Resources.

By Allen, Greenberg, Naishtat, Raymond, Talton, et al.,

HB 11, A bill to be entitled An Act relating to participation by victims in certain criminal proceedings, restitution for victims, and training for officers who deal with victims; providing a penalty.

To Committee on Criminal Jurisprudence.

By Allen,

HB 12, A bill to be entitled An Act relating to the eligibility for community supervision and release on parole for repeat sexual offenders.

To Committee on Criminal Jurisprudence.

By Allen,

HB 13, A bill to be entitled An Act relating to the use of state jail felony facilities for housing inmates eligible for confinement in transfer facilities.

To Committee on Corrections.

By Allen,

HB 14, A bill to be entitled An Act relating to the creation of municipal courts of record in Grand Prairie.

To Committee on Judicial Affairs.

By Allen,

HB 15, A bill to be entitled An Act relating to the distribution of exemplary damages to the permanent school fund.

To Committee on Civil Practices.

By Allen,

HB 16, A bill to be entitled An Act relating to the disposition and records of a juvenile who engages in delinquent conduct punishable by a determinate sentence.

To Committee on Juvenile Justice and Family Issues.

By Talton and Allen,

HB 17, A bill to be entitled An Act relating to the punishment and eligibility for parole of certain habitual violent offenders.

To Committee on Criminal Jurisprudence.

By Talton and Allen,

HB 18, A bill to be entitled An Act relating to restrictive covenants applicable to certain residential real estate subdivisions.

To Committee on Land and Resource Management.

By Talton and Yarbrough,

HB 19, A bill to be entitled An Act relating to the creation of an offense involving certain sales of tickets to events; providing a penalty.

To Committee on State Recreational Resources.

By Goolsby and Stiles,

HB 20, A bill to be entitled An Act relating to liability for damages arising from the maintenance or use of certain parking areas and pedestrian pathways.

To Committee on Civil Practices.

By Goolsby,

HB 21, A bill to be entitled An Act relating to a voluntary code of fair campaign practices.

To Committee on Elections.

By Goolsby, Driver, et al.,

HB 22, A bill to be entitled An Act relating to a discount on motor vehicle insurance premiums for certain students based on academic achievement.

To Committee on Insurance.

By Goolsby, et al.,

HB 23, A bill to be entitled An Act relating to loss of a state professional license and denial and suspension of a Texas driver's license for failure to pay child support.

To Committee on Juvenile Justice and Family Issues.

By Goolsby,

HB 24, A bill to be entitled An Act relating to the inspection and insurance of the windshields of certain vehicles.

To Committee on Transportation.

By Goolsby,

HB 25, A bill to be entitled An Act relating to prohibiting school district employees from administering or authorizing the administration of corporal punishment to students.

To Committee on Public Education.

By Goolsby,

HB 26, A bill to be entitled An Act relating to reciprocal tuition rates for nonresident students at institutions of higher education.

To Committee on Higher Education.

By Goolsby,

HB 27, A bill to be entitled An Act relating to an exemption from continuing education requirements for certain county commissioners.

To Committee on County Affairs.

By Goolsby, et al.,

HB 28, A bill to be entitled An Act relating to an alternative graduation certificate for a student who has not performed satisfactorily on the secondary exit-level assessment instrument.

To Committee on Public Education.

By Goolsby, et al.,

HB 29, A bill to be entitled An Act relating to tuition-free higher education of senior citizens.

To Committee on Higher Education.

By Goolsby, et al.,

HB 30, A bill to be entitled An Act relating to the right of a victim of a criminal offense to receive notice before the individual who committed the offense is released on parole or mandatory supervision.

To Committee on Corrections.

By Kubiak,

HB 31, A bill to be entitled An Act relating to the calculation of the grade point average of a student who repeats a course at an institution of higher education.

To Committee on Higher Education.

By Kubiak, et al.,

HB 32, A bill to be entitled An Act relating to the exercise of the powers of eminent domain and the right of entry by the Texas High-Speed Rail Authority.

To Committee on Land and Resource Management.

By R. Cuellar, Solis, De La Garza, Oliveira, and H. Cuellar,

HB 33, A bill to be entitled An Act relating to the establishment and operation of an academic health center in the Rio Grande Valley.

To Committee on Higher Education.

By Greenberg and Naishtat,

HB 34, A bill to be entitled An Act relating to the offense of failing to require a passenger riding in a car to be secured by a safety belt.

To Committee on Transportation.

By Greenberg, Thompson, Danburg, et al.,

HB 35, A bill to be entitled An Act relating to the privilege of a person's spouse not to be called as a witness in certain proceedings against the person.

To Committee on Criminal Jurisprudence.

By Greenberg and Hirschi,

HB 36, A bill to be entitled An Act relating to the application of the open meetings law to certain meetings of governmental bodies.

To Committee on State Affairs.

By Greenberg,

HB 37, A bill to be entitled An Act relating to registration requirements for family homes.

To Committee on Human Services.

By Greenberg, et al.,

HB 38, A bill to be entitled An Act relating to the creation of offenses intended to limit access by children to certain firearms and to firearm safety education for school children.

To Committee on Public Safety.

By Greenberg, et al.,

HB 39, A bill to be entitled An Act relating to the date of the primary elections in a gubernatorial election year.

To Committee on Elections.

By McCall, Van de Putte, Oakley, et al.,

HB 40, A bill to be entitled An Act relating to the requirement of DNA analysis of certain inmates and to the creation of a DNA data base; providing a penalty.

To Committee on Public Safety.

By McCall, Woolley, et al.,

HB 41, A bill to be entitled An Act relating to the punishment and eligibility for parole of defendants convicted of habitual acts of indecency with a child or sexual assault.

To Committee on Criminal Jurisprudence.

By McCall, et al.,

HB 42, A bill to be entitled An Act relating to the revocation of parole or release to mandatory supervision of a defendant who commits a felony while released and to the sentencing of the defendant for the subsequent offense.

To Committee on Criminal Jurisprudence.

By McCall, Goodman, Naishtat, Finnell, et al.,

HB 43, A bill to be entitled An Act relating to civil liability for stalking.

To Committee on Civil Practices.

By Edwards, Greenberg, J. Jones, et al.,

HB 44, A bill to be entitled An Act relating to the creation of offenses intended to limit access by children to certain firearms and to firearms safety education for schoolchildren.

To Committee on Public Safety.

By McCall and Stiles, et al.,

HB 45, A bill to be entitled An Act relating to the denial or suspension of certain licenses for failure to pay child support.

To Committee on Juvenile Justice and Family Issues.

By McCall,

HB 46, A bill to be entitled An Act relating to consideration of certain claims in nonrenewal of certain insurance policies.

To Committee on Insurance.

By McCall,

HB 47, A bill to be entitled An Act relating to the testing of a person arrested for certain sexual offenses for AIDS, HIV infection, or related conditions.

To Committee on Public Health.

By McCall, Madden, and Oakley

HB 48, A bill to be entitled An Act relating to attendance at a seminar concerning the interests of children by certain parties to certain suits affecting the parent-child relationship.

To Committee on Juvenile Justice and Family Issues.

(Delisi now present)

By McCall and Ehrhardt,

HB 49, A bill to be entitled An Act relating to the authority of a school district to permit certain persons to perform services for the district in lieu of paying ad valorem taxes owed to the district.

To Committee on Ways and Means.

By McCall,

HB 50, A bill to be entitled An Act relating to fees for permits to install driveways or utility facilities on state highway system rights-of-way.

To Committee on Ways and Means.

By McCall,

HB 51, A bill to be entitled An Act relating to the reimbursement of the value of certain athletic scholarships.

To Committee on Higher Education.

By McCall, Park, et al.,

HB 52, A bill to be entitled An Act relating to the authority of state and local governments to make purchases and contracts and to engage in certain projects.

To Committee on State Affairs.

By McCall, et al.,

HB 53, A bill to be entitled An Act relating to requiring boat operators to use a cautionary flag in certain circumstances.

To Committee on State Recreational Resources.

By McCall, et al.,

HB 54, A bill to be entitled An Act relating to sale by a merchant of information about a customer.

To Committee on Business and Industry.

By McCall,

HB 55, A bill to be entitled An Act relating to release of genetically modified organisms.

To Committee on Public Health.

By McCall,

HB 56, A bill to be entitled An Act relating to the prohibition of discrimination based on genetic screening.

To Committee on Economic Development.

By Wilson,

HB 57, A bill to be entitled An Act relating to the requirement that a sports facility district establish a plan to increase its usage of historically underutilized businesses.

To Committee on County Affairs.

By Wilson,

HB 58, A bill to be entitled An Act relating to the suspension of a student from participation in extracurricular activities.

To Committee on Public Education.

By Wilson,

HB 59, A bill to be entitled An Act relating to required multicultural course credit at certain public institutions of higher education.

To Committee on Higher Education.

By Wilson,

HB 60, A bill to be entitled An Act relating to the distribution of condoms at public and private institutions of higher education.

To Committee on Public Health.

By Wilson,

HB 61, A bill to be entitled An Act relating to the number and composition of precincts from which county commissioners are elected in Harris County.
To Committee on County Affairs.

By Wilson,

HB 62, A bill to be entitled An Act relating to jurisdiction over the Alamo.
To Committee on State Recreational Resources.

By Wilson,

HB 63, A bill to be entitled An Act relating to requiring the editorial governing boards and staff of student publications at public institutions of higher education to reflect the diversity of this state.
To Committee on Higher Education.

By Wilson,

HB 64, A bill to be entitled An Act relating to human rights instruction in public school classes.
To Committee on Public Education.

By Wilson,

HB 65, A bill to be entitled An Act relating to capital murder by a peace officer, jailer, or guard of a person in custody.
To Committee on Criminal Jurisprudence.

By Wilson,

HB 66, A bill to be entitled An Act relating to the offense of making a false report to a peace officer.
To Committee on Criminal Jurisprudence.

By Wilson,

HB 67, A bill to be entitled An Act relating to the award of attorney's fees to a property owner in certain ad valorem tax appeals.
To Committee on Ways and Means.

By Gutierrez,

HB 68, A bill to be entitled An Act relating to the provision of medical education programs by The University of Texas System in certain counties.
To Committee on Higher Education.

By Cook, et al.,

HB 69, A bill to be entitled An Act relating to a period of quiet reflection in public schools.
To Committee on Public Education.

By Cook,

HB 70, A bill to be entitled An Act relating to nomination procedures for designation of certain buildings or sites as state archeological landmarks.
To Committee on State, Federal, and International Relations.

By Cook,

HB 71, A bill to be entitled An Act relating to the notification of the entity having charge and control of public property that the property has been nominated for designation as a state archeological landmark.
To Committee on State, Federal, and International Relations.

By Wilson, Carter, Stiles, et al.,

HB 72, A bill to be entitled An Act relating to the issuance of a license to carry a concealed handgun; requiring of an applicant for the license a handgun proficiency and safety training course and a criminal background check; providing penalties.

To Committee on Public Safety.

By Delisi,

HB 73, A bill to be entitled An Act relating to the fraudulent filing of a financing statement; providing a penalty.

To Committee on Financial Institutions.

By Munoz,

HB 74, A bill to be entitled An Act relating to enforcement of a writ of habeas corpus issued by another state regarding the possession of a child.

To Committee on Juvenile Justice and Family Issues.

By Munoz,

HB 75, A bill to be entitled An Act relating to increasing the age limit used for considering an individual who is missing as a missing child.

To Committee on Juvenile Justice and Family Issues.

By Munoz,

HB 76, A bill to be entitled An Act relating to the release of certain medical records of missing persons.

To Committee on Juvenile Justice and Family Issues.

By Munoz,

HB 77, A bill to be entitled An Act relating to possession and delivery of a child in the company of a person arrested for certain offenses relating to child custody.

To Committee on Juvenile Justice and Family Issues.

By Munoz, et al.,

HB 78, A bill to be entitled An Act relating to the minimum salary of a public school teacher who was eligible for assignment to the career ladder.

To Committee on Public Education.

By Munoz,

HB 79, A bill to be entitled An Act relating to the minimum salary of a public school teacher formerly on the career ladder.

To Committee on Public Education.

By Munoz, et al.,

HB 80, A bill to be entitled An Act relating to the punishment for the offense of transferring certain weapons to a minor.

To Committee on Criminal Jurisprudence.

By Munoz,

HB 81, A bill to be entitled An Act relating to the private practice of law by a judge of a statutory county court of Hidalgo County.

To Committee on Judicial Affairs.

By Munoz, et al.,

HB 82, A bill to be entitled An Act relating to commissioning certain magistrates as peace officers.

To Committee on Public Safety.

By Munoz, Naishtat, and Krusee,

HB 83, A bill to be entitled An Act relating to the establishment of credit in the Employees Retirement System of Texas for certain military service.

To Committee on Pensions and Investments.

By Munoz,

HB 84, A bill to be entitled An Act relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.

To Committee on Public Safety.

By T. Hunter, Finnell, and Kamel,

HB 85, A bill to be entitled An Act relating to the development of distance learning and related activities by institutions of higher education.

To Committee on Higher Education.

By Chisum,

HB 86, A bill to be entitled An Act relating to the licensing of limited liability companies as insurance agents.

To Committee on Insurance.

By Chisum,

HB 87, A bill to be entitled An Act relating to the authority of a local government to extend employee benefits to a person related to the employee.

To Committee on County Affairs.

By Chisum, et al.,

HB 88, A bill to be entitled An Act relating to the establishment of the constitutional defense council to study, monitor, and advise this state on certain matters involving action of the federal government and to authorizing legal action by this state to challenge or oppose certain federal laws or other actions.

To Committee on State Affairs.

By Chisum,

HB 89, A bill to be entitled An Act relating to the use of driver's license records to compose a jury wheel.

To Committee on Judicial Affairs.

By Ramsay, Averitt, Telford, Van de Putte, et al.,

HB 90, A bill to be entitled An Act relating to a period of silence in public schools.

To Committee on Public Education.

By Ramsay, Averitt, Pitts, et al.,

HB 91, A bill to be entitled An Act relating to restricting certain recreational amenities available to inmates imprisoned in the institutional division of the Texas Department of Criminal Justice.

To Committee on Corrections.

By Kamel,

HB 92, A bill to be entitled An Act relating to persons convicted of the offense of driving while intoxicated.

To Committee on Criminal Jurisprudence.

By Kamel and Hartnett,

HB 93, A bill to be entitled An Act relating to the penalty for the offense of intoxication manslaughter.

To Committee on Criminal Jurisprudence.

By Kamel, Yarbrough, Stiles, Chisum, Talton, et al.,

HB 94, A bill to be entitled An Act relating to the use of deadly force in defense of a person.

To Committee on Criminal Jurisprudence.

By Kamel,

HB 95, A bill to be entitled An Act relating to the imposition of consecutive or concurrent sentences for criminal offenses.

To Committee on Criminal Jurisprudence.

By Kamel,

HB 96, A bill to be entitled An Act relating to county regulation of roadside vendors.

To Committee on County Affairs.

By Raymond,

HB 97, A bill to be entitled An Act relating to candidacy for two or more offices to be voted on at one or more elections held on the same day.

To Committee on Elections.

By Wolens,

HB 98, A bill to be entitled An Act relating to the specification of venue for actions arising from certain major transactions.

To Committee on Civil Practices.

By Wolens,

HB 99, A bill to be entitled An Act relating to certain criteria for enforceability of indemnification agreements and release agreements.

To Committee on Civil Practices.

By Hirschi, Maxey, Delisi, Luna, Romo, et al.,

HB 100, A bill to be entitled An Act relating to the installation and maintenance of vending machines containing cigarettes or other tobacco products; providing a criminal penalty.

To Committee on State Affairs.

By Yarbrough, et al.,

HB 101, A bill to be entitled An Act relating to the location of sexually oriented businesses.

To Committee on Land and Resource Management.

By Yarbrough,

HB 102, A bill to be entitled An Act relating to the local regulation of the location of businesses selling alcoholic beverages.

To Committee on Licensing and Administrative Procedures.

By Yarbrough, et al.,

HB 103, A bill to be entitled An Act relating to the renewal of certain alcoholic beverage permits and licenses by the operator of a sexually oriented business.

To Committee on Licensing and Administrative Procedures.

By Yarbrough, et al.,

HB 104, A bill to be entitled An Act relating to the local regulation of sound coming from premises covered by certain alcoholic beverage permits or licenses.

To Committee on Licensing and Administrative Procedures.

By Yarbrough, et al.,

HB 105, A bill to be entitled An Act relating to the provision of public notice by an applicant for certain alcoholic beverage permits or licenses by posting a sign.

To Committee on Licensing and Administrative Procedures.

By Yarbrough,

HB 106, A bill to be entitled An Act relating to requiring an applicant for certain alcoholic beverage licenses or permits to publish notice in daily newspapers in certain circumstances.

To Committee on Licensing and Administrative Procedures.

By Yarbrough,

HB 107, A bill to be entitled An Act relating to the use of deadly force in defense of a person.

To Committee on Criminal Jurisprudence.

By Yarbrough,

HB 108, A bill to be entitled An Act relating to the punishment for the offense of burglary.

To Committee on Criminal Jurisprudence.

By Yarbrough,

HB 109, A bill to be entitled An Act relating to the creation of an offense involving certain sales of tickets to certain events; providing a penalty.

To Committee on State Recreational Resources.

By Yarbrough and Talton,

HB 110, A bill to be entitled An Act relating to inventory and inventory records of an automobile salvage dealer.

To Committee on Transportation.

By Reyna,

HB 111, A bill to be entitled An Act relating to the storage and sale of certain vehicles.

To Committee on Transportation.

By Hochberg, Bailey, et al.,

HB 112, A bill to be entitled An Act relating to the reckless discharge of a firearm; creating an offense and providing criminal penalties and civil remedies.

To Committee on Criminal Jurisprudence.

By Hochberg, et al.,

HB 113, A bill to be entitled An Act relating to the punishment for the offense of driving while intoxicated.

To Committee on Criminal Jurisprudence.

By Hochberg,

HB 114, A bill to be entitled An Act relating to the testing and remedial education of certain students enrolling in institutions of higher education.

To Committee on Higher Education.

By Hochberg, Raymond, et al.,

HB 115, A bill to be entitled An Act relating to the standard of alcohol concentration used in defining the offense of driving while intoxicated.

To Committee on Criminal Jurisprudence.

By Hochberg,

HB 116, A bill to be entitled An Act relating to a thumbprint record for certain pawn and sales transactions.

To Committee on Licensing and Administrative Procedures.

By Siebert,

HB 117, A bill to be entitled An Act relating to the waiver of juvenile court jurisdiction over a child and transfer of certain children to district or criminal courts.

To Committee on Juvenile Justice and Family Issues.

By Kamel,

HB 118, A bill to be entitled An Act relating to security for hospitals in certain counties.

To Committee on Public Safety.

By Kamel, Talton, Gray, et al.,

HB 119, A bill to be entitled An Act relating to a county's authority to establish a curfew for persons under the age of 17; providing a penalty.

To Committee on Juvenile Justice and Family Issues.

By Kamel, Park, Dear, et al.,

HB 120, A bill to be entitled An Act relating to the imposition of a fee on a defendant who requests participation in a teen court program.

To Committee on Juvenile Justice and Family Issues.

By Kamel,

HB 121, A bill to be entitled An Act relating to the inclusion of vehicle identification numbers on certain documents used to demonstrate motor vehicle insurance coverage.

To Committee on Insurance.

By Greenberg and Heflin,

HB 122, A bill to be entitled An Act relating to registration requirements for family homes and to deed and zoning restrictions on family homes; providing penalties.

To Committee on Human Services.

By Danburg, et al.,

HB 123, A bill to be entitled An Act relating to a minimum period of community supervision for certain sex offenders and sexual assault offenders granted deferred adjudication.

To Committee on Criminal Jurisprudence.

By Danburg, Naishtat, et al.,

HB 124, A bill to be entitled An Act relating to creating the offense of sexual exploitation by a mental health services provider.

To Committee on Criminal Jurisprudence.

By Danburg, et al.,

HB 125, A bill to be entitled An Act relating to the statute of limitations for purposes of prosecutions of certain sexual offenses committed against children.

To Committee on Criminal Jurisprudence.

By Danburg, et al.,

HB 126, A bill to be entitled An Act relating to a prohibition on the requirement of a polygraph examination of a complainant as a condition to charging defendants accused of certain criminal offenses.

To Committee on Criminal Jurisprudence.

By Danburg, Madden, J. Jones, and Munoz,

HB 127, A bill to be entitled An Act relating to implementation of the National Voter Registration Act of 1993.

To Committee on Elections.

By Willis, Naishtat, Chisum, Raymond, et al.,

HB 128, A bill to be entitled An Act relating to exempting certain veterans of the armed forces and other persons from tuition, fees, and charges at public institutions of higher education.

To Committee on Higher Education.

By Shields, et al.,

HB 129, A bill to be entitled An Act relating to medical savings accounts.

To Committee on Insurance.

By Shields, et al.,

HB 130, A bill to be entitled An Act relating to restitution to be made by juveniles convicted of criminal activity.

To Committee on Juvenile Justice and Family Issues.

By Shields, et al.,

HB 131, A bill to be entitled An Act relating to the punishment for certain assaults committed on employees of certain primary or secondary schools.

To Committee on Criminal Jurisprudence.

By Shields,

HB 132, A bill to be entitled An Act relating to the regulation by home-rule municipalities of streets, avenues, alleys, and boulevards.

To Committee on Urban Affairs.

By Shields,

HB 133, A bill to be entitled An Act relating to a requirement that a student enrolled in a general academic teaching institution serve as an assistant to a public school teacher.

To Committee on Higher Education.

By Puente,

HB 134, A bill to be entitled An Act relating to the creation of a judicial district composed of Bexar County.

To Committee on Judicial Affairs.

By Puente,

HB 135, A bill to be entitled An Act relating to the creation of two judicial districts in Bexar County.

To Committee on Judicial Affairs.

By Puente,

HB 136, A bill to be entitled An Act relating to the creation of a judicial district composed of Bexar County.

To Committee on Judicial Affairs.

By Puente, et al.,

HB 137, A bill to be entitled An Act relating to the liability of certain persons for the conduct of a child.

To Committee on Juvenile Justice and Family Issues.

By Puente,

HB 138, A bill to be entitled An Act relating to the detention of a child alleged to have committed an offense.

To Committee on Juvenile Justice and Family Issues.

By Puente,

HB 139, A bill to be entitled An Act relating to monthly benefits for surviving spouses of deceased members of the Teacher Retirement System of Texas.

To Committee on Pensions and Investments.

By Puente,

HB 140, A bill to be entitled An Act relating to the authority of the San Antonio River Authority to set base flow requirements for certain watercourses.

To Committee on Natural Resources.

By Yost,

HB 141, A bill to be entitled An Act relating to the publication of property tax exemption information.

To Committee on Ways and Means.

By H. Cuellar, et al.,

HB 142, A bill to be entitled An Act relating to requiring state funding of legislative mandates on local governments.

To Committee on State Affairs.

By H. Cuellar,

HB 143, A bill to be entitled An Act relating to participation in University Interscholastic League sponsored activities by home school students.

To Committee on Public Education.

By B. Turner,

HB 144, A bill to be entitled An Act relating to a refund of certain taxes paid on motor fuel by the holder of a liquefied gas tax decal permit.

To Committee on Ways and Means.

By B. Turner, Allen, Combs, and Finnell,

HB 145, A bill to be entitled An Act relating to the punishment of theft committed against elderly individuals.

To Committee on Criminal Jurisprudence.

By Shields,

HB 146, A bill to be entitled An Act relating to the confidentiality of the records and proceedings of a medical committee.

To Committee on Public Health.

By Shields,

HB 147, A bill to be entitled An Act relating to abolishing the school district property tax and dedicating all lottery revenue, some sales taxes and certain other statewide taxes to education.

To Committee on Ways and Means.

By Shields,

HB 148, A bill to be entitled An Act relating to consumer protection for unfair competition and unfair practices for the business of insurance.

To Committee on Insurance.

By Clemons, Gutierrez, Allen, McCall, and Stiles,

HB 149, A bill to be entitled An Act relating to motor vehicle insurance coverage and liability for motor vehicle accidents.

To Committee on Insurance.

By Hartnett, et al.,

HB 150, A bill to be entitled An Act relating to the creation of municipal courts of record in Irving.

To Committee on Judicial Affairs.

(Siebert in the chair)

By Munoz,

HB 151, A bill to be entitled An Act relating to exempting municipalities and municipal officers and employees from hotel occupancy taxes.

To Committee on Ways and Means.

By Romo,

HB 152, A bill to be entitled An Act relating to the abolition of the Texas Public Finance Authority and the Bond Review Board and the transfer of their powers and duties to the Office of Debt Management; creating the Office of Debt Management and authorizing the office as a central agency to issue certain bonds.

To Committee on Financial Institutions.

By Romo,

HB 153, A bill to be entitled An Act relating to the employment of children; providing a criminal penalty.

To Committee on Economic Development.

By Romo,

HB 154, A bill to be entitled An Act relating to the creation of the offense of permitting a child to sell items or services or solicit donations at night.

To Committee on Economic Development.

By Romo,

HB 155, A bill to be entitled An Act relating to the abolishment of the State Banking Board and the transfer of the duties of the State Banking Board to the Banking Commissioner.

To Committee on Financial Institutions.

By Yost,

HB 156, A bill to be entitled An Act relating to certain early voting procedures.

To Committee on Elections.

By Dear, Krusee, et al.,

HB 157, A bill to be entitled An Act relating to the punishment for the offense of assault of certain employees of a primary or secondary school.

To Committee on Criminal Jurisprudence.

By Kamel,

HB 158, A bill to be entitled An Act relating to authorizing the provision of state financial assistance to the Civil Air Patrol, Texas Wing, to support the wing's disaster-related activities.

To Committee on Public Safety.

By Kamel,

HB 159, A bill to be entitled An Act relating to county improvement, maintenance, or repair of private roads used by school district vehicles.

To Committee on County Affairs.

By Kamel, et al.,

HB 160, A bill to be entitled An Act relating to the regulation of litter by certain counties.

To Committee on County Affairs.

By Kamel,

HB 161, A bill to be entitled An Act relating to parental access to certain assessment instruments administered by a school district.

To Committee on Public Education.

By Kamel, et al.,

HB 162, A bill to be entitled An Act relating to instruction in human sexuality in public school classrooms.

To Committee on Public Education.

By Kamel, et al.,

HB 163, A bill to be entitled An Act relating to the distribution or sale of condoms in public schools or on public school property.

To Committee on Public Health.

By Corte, et al.,

HB 164, A bill to be entitled An Act relating to liability for injury arising from a motor vehicle accident to a driver who fails to maintain financial responsibility.

To Committee on Insurance.

By Corte, et al.,

HB 165, A bill to be entitled An Act relating to liability for the donation of drugs and medical devices to certain nonprofit organizations.

To Committee on Civil Practices.

By Corte,

HB 166, A bill to be entitled An Act relating to liability of certain governmental units and the employees of those units.

To Committee on Civil Practices.

By Corte, et al.,

HB 167, A bill to be entitled An Act relating to the ability to recover damages for injuries sustained after entering residential or business property with the intent to commit a felony or theft.

To Committee on Civil Practices.

By Corte, et al.,

HB 168, A bill to be entitled An Act relating to the civil liability of certain persons providing uncompensated health care and health screening services.

To Committee on Civil Practices.

By Corte,

HB 169, A bill to be entitled An Act relating to the joint liability of defendants in certain civil actions.

To Committee on Civil Practices.

By Thompson, et al.,

HB 170, A bill to be entitled An Act relating to the requirement that certain child support payments be forwarded by electronic funds transfer.

To Committee on Juvenile Justice and Family Issues.

By Thompson,

HB 171, A bill to be entitled An Act relating to grand jury proceedings.

To Committee on Criminal Jurisprudence.

By Thompson,

HB 172, A bill to be entitled An Act relating to fees charged by a notary public.

To Committee on Licensing and Administrative Procedures.

By Thompson,

HB 173, A bill to be entitled An Act relating to regulation of private process servers; providing penalties.

To Committee on Judicial Affairs.

By McCoulskey,

HB 174, A bill to be entitled An Act relating to the creation of a judicial district composed of Fort Bend County.

To Committee on Judicial Affairs.

By Hirschi, T. Hunter, Junell, Ramsay, and McCall,

HB 175, A bill to be entitled An Act relating to the protection of a public employee who reports a violation of law.

To Committee on State Affairs.

By Stiles,

HB 176, A bill to be entitled An Act relating to components of net income used in establishing rates of a gas utility.

To Committee on Energy Resources.

By Willis, Raymond, et al.,

HB 177, A bill to be entitled An Act relating to the exemption from ad valorem taxation of property owned by disabled veterans or by the surviving spouses and surviving minor children of disabled veterans.

To Committee on Ways and Means.

By Combs,

HB 178, A bill to be entitled An Act relating to broadening the offense of disorderly conduct to include certain behavior.

To Committee on Criminal Jurisprudence.

By Combs,

HB 179, A bill to be entitled An Act relating to the participation of certain convicted felons in county jail work release programs.

To Committee on Criminal Jurisprudence.

By H. Cuellar,

HB 180, A bill to be entitled An Act relating to the regulation of certain freight forwarders and to forms regarding exports; providing penalties.

To Committee on Transportation.

By H. Cuellar,

HB 181, A bill to be entitled An Act relating to tangible personal property exported outside of the United States and the persons who may provide documentation to prove the tax exemption for the property; providing penalties.

To Committee on Ways and Means.

By B. Turner, et al.,

HB 182, A bill to be entitled An Act relating to the murder of an individual providing certain medical emergency care or an individual serving as a fire department or law enforcement chaplain as a capital offense.

To Committee on Criminal Jurisprudence.

By B. Turner,

HB 183, A bill to be entitled An Act relating to sources of names for the jury wheel.

To Committee on Judicial Affairs.

By Allen, B. Turner, and Cook,

HB 184, A bill to be entitled An Act relating to membership and continuing education requirements of the Texas Commission on Law Enforcement Officer Standards and Education.

To Committee on Public Safety.

By Cook,

HB 185, A bill to be entitled An Act relating to solicitation of recommendations and proposals from the public by the State Council on Competitive Government regarding the privatization of state services.

To Committee on State Affairs.

By Wilson,

HB 186, A bill to be entitled An Act relating to the creation of the housing for the homeless fund within the Texas Department of Housing and Community Affairs; granting the authority to issue bonds; and the allocation of certain sales and use tax revenue.

To Committee on Financial Institutions.

By Park, et al.,

HB 187, A bill to be entitled An Act relating to the mission of public education.

To Committee on Public Education.

By Park, et al.,

HB 188, A bill to be entitled An Act relating to the posting or reading of historic or political documents in public school buildings or at public school events.

To Committee on Public Education.

By Madden,

HB 189, A bill to be entitled An Act relating to the date of the filing deadline for the general primary election.

To Committee on Elections.

By Madden,

HB 190, A bill to be entitled An Act relating to canceling an application for an early voting ballot to be voted by mail.

To Committee on Elections.

By Madden,

HB 191, A bill to be entitled An Act relating to certain early voting procedures.

To Committee on Elections.

By Madden,

HB 192, A bill to be entitled An Act relating to the fee for an election services contract.

To Committee on Elections.

By Madden,

HB 193, A bill to be entitled An Act relating to the method of storing voter registration applications.

To Committee on Elections.

By Madden,

HB 194, A bill to be entitled An Act relating to requiring as a condition of release on parole or mandatory supervision that a prisoner demonstrate a certain level of educational skill.

To Committee on Corrections.

By Madden,

HB 195, A bill to be entitled An Act relating to the use of certain convictions for enhancement purposes.

To Committee on Criminal Jurisprudence.

By Madden,

HB 196, A bill to be entitled An Act relating to the effect of awards of good conduct time on eligibility for release on parole or mandatory supervision.
To Committee on Corrections.

By Madden,

HB 197, A bill to be entitled An Act relating to certain requirements for a bail bondsman license.
To Committee on Criminal Jurisprudence.

By Madden,

HB 198, A bill to be entitled An Act relating to the frequency of meetings of a county bail bond board and to the judicial review of decisions of that board.

To Committee on Criminal Jurisprudence.

By Madden,

HB 199, A bill to be entitled An Act relating to the preparation of certain reports by a county or district personal bond office.
To Committee on Criminal Jurisprudence.

By Madden,

HB 200, A bill to be entitled An Act relating to the definition of professional surveying.

To Committee on Licensing and Administrative Procedures.

ADJOURNMENT

In accordance with a previous motion, the house, at 11:04 a.m., adjourned until 10 a.m. tomorrow.

APPENDIX

ENROLLED

January 27 - **HCR 45, HCR 47**